

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

July 12, 2001

DIVISION ONE

B149436 Martina A. (Not for Publication)
v.
Superior Court, Los Angeles County
(Los Angeles County Department Of Children And Family Services, r.p.i.)

The petition is denied.

Ortega, J.

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

B142635 Griffin et al. (Not for Publication)
v.
Beck et al.

The judgment (June 10, 2000, orders denying Griffin's motion to vacate the two trial court orders sustaining the demurrers without leave to amend) is affirmed. Respondents are entitled to their costs on appeal.

Ortega, J.

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

DIVISION THREE

B141885 People (Not for Publication)
v.
Epperson

The judgment is affirmed.

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

B142981 People (Not for Publication)
v.
Alvaro M.

The order continuing wardship is affirmed.

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

B141026 People (Not for Publication)
v.
Kaulick

The judgment is affirmed.

Croskey, J.

We concur: Klein, P.J.
Aldrich, J.

DIVISION THREE (Continued)

[illegible]

The judgment is affirmed.

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

[illegible]

The judgment is affirmed.

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

B148453 Annamarie V. (Not for Publication)
v.
Superior Court, Los Angeles County
(Department of Children & Family Services, r.p.i.)

The petition for an extraordinary writ is denied, as is Mother's request for a stay. This opinion is final forthwith pursuant to rule 24(d) of the California Rules of Court.(Mark N. v. Superior Court (1998) 60 Cal.App.4th996,1019.)

Croskey, J.

We concur: Klein, P.J.
Aldrich, J.

DIVISION THREE (Continued)

B142848 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Roger E.

The judgment is affirmed.

Croskey, J.

We concur: Klein, P.J.
 Aldrich, J.

B144886 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Pedro F. and Milagro F.

The order is affirmed in its entirety as to Alba. As to James and Jose, we affirm the order to the extent it finds them dependent minors pursuant to section 300, subdivision (d), and reverse the order to the extent it finds them dependent minors pursuant to section 300, subdivision (b).

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

B144899 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Eddie T.

The judgment is affirmed.

Croskey, Acting P.J.

We concur: Klein, P.J.
 Aldrich, J.

DIVISION THREE (Continued)

B140920 Brandie Barry (Not for Publication)
 v.
 Anthony Onohua

The judgment is affirmed. Respondent(s) to recover costs.

Croskey, J.

We concur: Klein, P.J.
 Aldrich, J.

B140677 R. Scot Varley et al. (Not for Publication)
 v.
 Larry G. Adams et al.

The judgment is affirmed. Respondent(s) to recover costs.

Croskey, J.

We concur: Klein, P.J.
 Aldrich, J.

B146014 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 Ebony J.

The judgment is affirmed.

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

July 12, 2001-Continued

DIVISION THREE (Continued)

B148092 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 Latoya J.

The appeal is dismissed.

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

DIVISION FOUR

Court convened at 9:00 A.M.

Present: Vogel (C.S.), P.J., Epstein, J., Hastings, J., Curry, J. and Jim Guzman, Deputy Clerk.

Each of the following:

B138709 Arceneaux v. Whispers Music
B140848 Mellon v. Hoson Produce
B140821 D.C.F.S. v. Warren W.
B146128 D.C.F.S. v. Linda B.
B149246 In re Linda B. on Habeas Corpus
B141259 People v. Lundy
B137602 People v. American Contractors Indemnity
B144246 County of Los Angeles v. American Contractors Indemnity
B146410 D.C.F.S. v. William L. and Denise K.
B143860 Beechen v. Roen
B142267 Maxwell v. Los Angeles County Department of Health Services

Argument waived, cause submitted.

DIVISION FOUR (Continued)

B145199 Natanzi
 v.
 Lebas Fashion Imports of USA

Merits:
Argued by R. Michael Collum for appellant and by Lisa A. Vidra for respondent. Cause submitted.

B141809 Klass
 v.
 Encino SPA South Homeowners Association

Merits:
Argued by Marc J. Appell for appellant. No appearance by respondent. Cause submitted.

B146942 Los Angeles County, D.C.F.S.
 v.
 Warren W.

No appearance by appellant or respondent. Cause submitted.

B138734 Hellinger et al.
 v.
 Farmers Insurance Exchange et al.

Merits:
Argued by W. James Osborne for appellants and by Robert Johnson, David Myers and Stephanie Williams for respondents. Cause submitted.

B120239 Horrigan et al.
 v.
 Kindel & Anderson et al.

Merits:
Argued by Leonard Steiner for appellants and by Roy G. Weatherup for respondents. Cause submitted.

DIVISION FOUR (Continued)

B135989 Sansenbach et al.
 v.
 Forum Sports, Inc., et al.

Merits:
Argued by Dennis M. Mullen for appellants and by Jules S. Zeman, Toni
Rae Bruno for respondents. Cause submitted.

Court in recess.

Court reconvened at 1:30 P.M.

Present: Vogel (C.S.), P.J., Epstein, J., Hastings, J., Curry, J. and Jim Guzman, Deputy
Clerk.

B138577 Jones
 v.
 Loewen et al.

Merits:
Argued by Alvin Jones for appellant and by Tony L. Cogliandro for
respondents. Cause submitted.

B141020 Wegracht
 v.
 Underwriters at Lloyd's, London

Merits:
Argued by Joseph Andrews for appellant and by Marc J. Zimet for
respondent. Cause submitted.

DIVISION FOUR (Continued)

B134315 Martinez
v.
City of Azusa

Merits:
Argued by Keiko J. Kojima for appellant and by David J. Wilson for respondent. Cause submitted.

B143843 Blatt
v.
Borland

Merits:
Argued by Margery L. Melvin for appellant and by Dana L. Blatt for respondent. Cause submitted.

B142807 Rockwell
v.
Notrica et al.

Merits:
Argued by Jennifer L. Steneberg for appellant and by Daniel J. Yourist for respondents. Cause submitted.

Court adjourned.

DIVISION FIVE

B145322 People (Not for Publication)
v.
Buford Johnson

The judgment is affirmed.

Armstrong, J.

We concur: Grignon, Acting P.J.
Willhite, J. (Assigned)

DIVISION FIVE (Continued)

B144425 People (Not for Publication)
v.
Bruce Ghent

The judgment is affirmed.

Armstrong, J.

We concur: Turner, P.J.
Willhite, J. (Assigned)

B133914 Genoveva Galvan (Not for Publication)
v.
Preco Industries, Inc.

The judgment is reversed. Upon issuance of the remittitur, a hearing consistent with the views expressed in the opinion is to occur. The summary adjudication order of February 5, 1999, is affirmed. All parties are to bear their own costs on appeal.

Turner, P.J.

We concur: Armstrong, J.
 Willhite, J. (Assigned)

B144515 People (Not for Publication)
v.
David Vaiz

The judgment is affirmed.

Armstrong, J.

We concur: Grignon, Acting P.J.
Willhite, J. (Assigned)

DIVISION FIVE (Continued)

B142505 John Bieske (Not for Publication)
 v.
 Judine Bieske

The judgment is affirmed. Respondent(s) to recover costs.

Grignon, J.

We concur: Turner, P.J.
 Willhite, J. (Assigned)

B146445 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 Denny B.
 In re Gloria C.

The judgment is affirmed.

Grignon, J.

We concur: Turner, P.J.
 Willhite, J. (Assigned)

B145543 People (Not for Publication)
 v.
 Tatanashad Jones

The judgment is affirmed.

Armstrong, J.

We concur: Turner, P.J.
 Willhite, J. (Assigned)

DIVISION FIVE (Continued)

B145067 People v. Alex Hluz (Not for Publication)

The judgment is affirmed.

Grignon, J.

We concur: Turner, P.J.
Willhite, J. (Assigned)

B144660 People (Not for Publication)
v.
Jennifer Barquero

The Penal Code section 12022, subdivision (b) (1) weapon use enhancement is stricken. Defendant's aggregate sentence is reduced to seven years. As modified, the judgment is affirmed.

Grignon, J.

We concur: Turner, P.J.
Willhite, J. (Assigned)

B146593 Los Angeles County, D.C.F.S. (Not for Publication)
v.
La Shawn P.
In re Dominique S.

The judgment is affirmed.

Grignon, J.

We concur: Turner, P.J.
 Willhite, J. (Assigned)

DIVISION FIVE (Continued)

B143036 People (Not for Publication)
v.
Melva Thompson

The judgment is affirmed.

Armstrong, J.

We concur: Turner, P.J.
Willhite, J. (Assigned)

B135526 Knapp, Petersen & Clarke (Not for Publication)
v.
Prime Time Shuttle International, Inc. et al.

The order denying the motion to set aside the default is affirmed. The clerk's judgment is reversed. Plaintiff may proceed with a default prove-up. Plaintiff, Knapp, Petersen & Clarke, shall recover its costs on appeal jointly and severally from defendants, Prime Time Shuttle International, Inc. and John B. Kindt, Jr.

Turner, P.J.

We concur: Armstrong, J.
 Willhite, J. (Assigned)

B140188 Thomas Shipp et al. (Not for Publication)
v.
City of Long Beach

The judgment and the orders denying plaintiffs' motions to vacate the special verdict and for a new trial are affirmed. Defendant, the City of Long Beach, is to recover its costs on appeal from plaintiffs, Thomas Shipp and Mary Francis Shipp.

Turner, P.J.

We concur: Armstrong, J.
 Willhite, J. (Assigned)

July 12, 2001-Continued

DIVISION FIVE (Continued)

B146833 People (Not for Publication)
v.
Clarence Curtis Crowell

The appeal is dismissed.

Turner, P.J.

We concur: Grignon, J.
Armstrong, J.

B144599 Robert Dellinger (Not for Publication)
v.
The Artists Agency et al.

The judgment is affirmed. Defendants, Mickey Freiberg and The Artists Agency, are to recover their costs on appeal from plaintiff, Robert Dellinger.

Turner, P.J.

We concur: Grignon, J.
Willhite, J. (Assigned)

DIVISION SIX

Court convened at 9:00 A.M.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J. and G. Bents, Deputy Clerk.

B145095 Marriage of Dawson

Oral argument continued to August, 2001 calendar.

DIVISION SIX (Continued)

B146315 California Amplifier, Inc.
 v.
 RLI Insurance Co.

Oral argument continued to September, 2001 calendar.

B146801 Donovan
 v.
 Ventura Police Department

Argument waived; cause submitted.

B145515 Jane Doe
 v.
 Schreiber

Merits:

Argued by O. Brandt Caudill for respondent. Argument previously waived by appellant. Cause submitted.

B145723 Williams
 v.
 King

Merits:

Argued by Esther Sorkin for appellants and by Kathryn Albarian for respondents. Cause submitted.

Yegan, J. left the bench.

DIVISION SIX (Continued)

B144859 Rumbaugh
 v.
 Pacific Bell Mobile Services

Merits:

Argued by Michael McCann for appellant and by Chris R. Ottenweller for respondents. Cause submitted.

Court recessed at 9:35 A.M.

Court reconvened at 1:30 P.M.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J., P. McGill, Chief Deputy Clerk and G. Bents, Deputy Clerk.

Each of the following:

B140858 People v. Dabney
B142411 People v. Vogt
B144202 People v. Pop
B144410 People v. Sanchez
B144838 People v. Holaway
B144924 People v. Denton
B145048 People v. Castlin
B145448 People v. Liu
B145495 People v. Myricks
B145629 People v. McKibben
B145647 People v. Medina
B145961 People v. Allen
B146591 People v. Smith
B146728 People v. Rosas
B146766 People v. Preza
B147610 People v. Alamillo

Argument waived, cause submitted.

DIVISION SIX (Continued)

B145453 People
 v.
 Solis

Merits:

Argued by Wayne C. Tobin for appellant and by Laura Bak-Boyчук, deputy attorney general, for respondent via video conference. Cause submitted.

B143627 People
 v.
 Brady

Merits:

Argued by Laini M. Melnick for appellant and by Rori M. Ridley, deputy attorney general, for respondent via video conference. Cause submitted.

B145646 People
 v.
 Bodle

Merits:

Argued by Esther R. Sorkin for appellant and by Jaime L. Fuster for respondent via video conference. Cause submitted.

B143009 People
 v.
 Imes

Merits:

Argued by Richard C. Gilman for appellant and by Daniel Rogers, deputy attorney general, for respondent via video conference. Cause submitted.

DIVISION SIX (Continued)

B126854 People
 v.
 Garcia et al.

Merits:

Argued by Tracy Dressner for appellant Garcia; by Dan Mrotek for appellant Weatherington; by Richard C. Gilman for appellant Rey; and by Robert M. Snider, deputy attorney general, for respondent. Argument previously waived by appellants Ortiz and Vivid. Cause submitted.

B149435 People
 v.
 Schofield

Merits:

Argued by Robert B. Lilley for appellant and by Curtis A. Rankin, deputy district attorney, for respondent. Cause submitted.

Court recessed at 3:35 P.M.

Court reconvened at 3:42 PM

Present: Gilbert, P.J., Yegan, J., Perren, J. and G. Bents, Deputy Clerk.

B143501 People
 v.
 Stanistreet and Atkinson

Merits:

Argued by Andrew Wolf for appellant Stanistreet, by Steven Warner for appellant Atkinson, by Daniel Patrick Tokaji for amicus curiae ACLU Foundation of Southern California; and by Michael D. Schwartz, deputy district attorney, for respondent. Cause submitted.

Court adjourned at 4:45 P.M.

July 12, 2001-Continued

DIVISION SIX (Continued)

B144451 In re Jamie r., Dylan R., and Marke R.
 Santa Barbara County Child Protective Services
 v.
 Robyn R.

Filed order certifying the opinion for publication.